

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

INFODELI, LLC, a Missouri limited
liability company,

Petitioner,

v.

AMAZON WEB SERVICES, INC., a
Delaware corporation,

Respondent.

No. 2:17-cv-00281-JLR

Underlying case:

Infodeli, LLC v. Western Robidoux, Inc.,
W.D. MO, Case No. 4:15-CV-364-BCW

DECLARATION OF JONATHAN CHOCK

I, Jonathan Chock, declare as follows:

1. I am corporate counsel for Amazon Web Services, Inc. ("AWS"). I am over the age of 18, I have personal knowledge of the facts, and if called and sworn as a witness, I could and would testify as set forth below.

2. AWS was served with a subpoena (the "Subpoena") by Petitioner Infodeli, LLC. The Subpoena demanded documents stored on the AWS account associated with Engage Mobile Services, LLC ("EMS") as well as an "index" of those files.

3. AWS diligently searched its records for information regarding the AWS services used by EMS, and determined that EMS was a large customer that used a broad range of AWS services. Those services include, for example, Amazon Simple Storage Service ("S3"), Amazon Elastic Compute Cloud ("EC2"), and Amazon Relational Database Service ("RDS").

DECLARATION OF JONATHAN CHOCK
(USDC WD WA 2:17-CV-00281) - 1

1 4. Amazon EC2 provides users with scalable computing capacity in the AWS cloud.
2 An AWS customer can use EC2 to launch one or more virtual servers according to its needs, to
3 configure security and networking, and to manage storage.

4 5. Amazon S3 allows users to store objects in the AWS cloud. Customers may use
5 S3 as primary storage, as a bulk repository for user-generated content, as a tier in an active
6 archive, with serverless computing applications, as a “data lake” for Big Data analytics, and as a
7 target for backup and disaster recovery.

8 6. Amazon RDS allows users to set up, operate, and scale a relational database in the
9 AWS cloud. A relational database is a collection of data items with pre-defined relationships
10 between them. Customers may use RDS to manage backups, software patching, automatic failure
11 detection, and recovery.

12 7. AWS in good faith analyzed what it could produce responsive to the subpoena
13 without disclosing customer content. AWS produced approximately 300 pages of responsive
14 information including account registration details and records describing EMS’s account usage
15 history including data transfers by date and size, dating back to January 1, 2014.

16 8. AWS determined that, based on the structure of its systems, it was unable to
17 supplement its production as requested by Infodeli. Production of content, including documents
18 and/or indexes, would require AWS to access customer content. It is AWS’s position that the
19 information sought is exempt from production based on Amazon’s responsibilities as a Remote
20 Computing Service under the Stored Communications Act (“SCA”) 18 U.S.C. § 2701 *et seq.*
21 AWS’s policy is not to disclose customer content absent a court order pursuant to the SCA.

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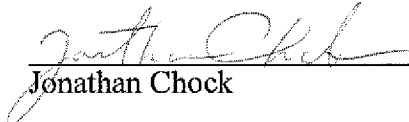
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DECLARATION OF JONATHAN CHOCK
(10-CV-00258-SLR-MPT) - 2

1 I declare under penalty of perjury under the laws of the United States and the State of
2 Washington that the foregoing is true and correct to the best of my knowledge.

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4 SIGNED this 20th day of March, 2017, at Seattle, Washington.

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6 Jonathan Chock

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DECLARATION OF JONATHAN CHOCK
(10-CV-00258-SLR-MPT) - 3

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DATED at Seattle, Washington this 20th day of March, 2017.


Melissa Wood, Practice Assistant

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